

FILED

08 JUN 26 PM 12:45

ALFRED W. WICKING  
CLERK OF DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIAIN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
PELICAN BAY STATE PRISON  
SECURITY HOUSING UNIT  
UNIT D-2

NO. 08-0865 JSW (PR)

ALFRED W. WICKING  
CLERK OF DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PLAINTIFF

VS.

D. GARNEDURE, et al.,

DEFENDANTS

MOTION FOR COURT ORDER DIRECTING  
DEFENDANTS' COUNSEL OR DEFENDANTS  
TO PROVIDE ADDRESSES OF OUTSTANDING  
DEFENDANTS FOR PURPOSE OF SERVICE OF  
SUMMONS PURSUANT TO RULE 4 OF  
THE FEDERAL RULES OF CIVIL PROCEDURE

PLAINTIFF MOTIONS THIS COURT FOR AN ORDER COMPELLING THE LOCATION OF OUTSTANDING  
DEFENDANTS IN ORDER TO COMPLETE SERVICE OF SUMMONS AND COMPLAINT. PURSUANT TO RULE 4  
OF FEDERAL RULES OF CIVIL PROCEDURE.

ON MAY 7, 2008 THIS COURT GRANTED PLAINTIFF INFORMAL PAUPER'S STATUS AND ORDERED  
ISSUANCE OF SUMMONS AND THE UNITED STATES MARSHAL TO COMPLET SERVICE. ON MAY 20, 2008  
UNITED STATES MARSHALS NOTIFIED PLAINTIFF THEY WERE UNABLE TO LOCATE AND COMPLET SERVICE  
ON CORRECTIONAL OFFICERS J. REYES, BISHOP AND TAMAYO ON THE BASIS THAT THEY ARE  
EMPLOYED AT A PRISON OTHER THAN PELICAN BAY STATE PRISON, SEE PROCESS RECEIPT EXHIBIT A.

IN ORDER TO COMPLETE SERVICE PLAINTIFF HAS ATTEMPTED TO OBTAIN EMPLOYMENT ADDRESSES  
OF THE THREE OUTSTANDING DEFENDANT. SEE INVITATE REQUEST FORMS IN EXHIBIT A.  
IN ORDER TO COMPLETE SERVICE PLAINTIFF REQUESTS THIS COURT TO ISSUE AN ORDER TO EITHER  
COUNSEL FOR DEFENDANTS, THE WARDEN OF PBSP ROBERT A. HOREL, OR TO CAPTAIN R. MARQUEZ  
TO PROVIDE THE EMPLOYMENT ADDRESSES OF OUTSTANDING DEFENDANTS TO EITHER PLAINTIFF OR  
UNITED STATES MARSHALS.

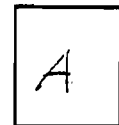
## VERIFICATION

I HAVE READ THE AFOREMENTIONED AND STATE ITS CONTENTS ARE TRUE AND CORRECT,  
AND THIS I DO DECLARE UNDER THE PENALTY OF PERJURY. EXECUTED THIS DAY AT PELICAN  
BAY STATE PRISON, CRESCENT CITY, CALIF.

DATE: \_\_\_\_\_, 2008 /s/ \_\_\_\_\_

1. IS ATTACHED TO THE OFFICE OF CORRECTIONAL SECURITY (OCS) AND UNDER INFORMATION  
WAS IN CHARGE OF THE SPECIAL OPERATIONS AND ITS PERSONNEL CONDUCTED AT PBSP ON FEBRUARY 2,  
2007 FROM WHENCE THIS COMPLAINT ARISES.

# EXHIBIT COVER PAGE



EXHIBIT

Description of this Exhibit:

Number of pages to this Exhibit: 5 pages.

JURISDICTION: (Check only one)

- ☐ Municipal Court
- ☐ Superior Court
- ☐ Appellate Court
- ☐ State Supreme Court
- ☒ United States District Court
- ☐ State Circuit Court
- ☐ United States Supreme Court
- ☐ Grand Jury

USM-285 is a 5-part form. Fill out the form and print 5 copies. Sign as needed and route as specified below.

U.S. Department of Justice  
United States Marshals Service

# PELICAN BAY STATE PRISON SECURITY HOUSING UNIT PROCESS RECEIPT AND RETURN See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF  
Alfred Arthur SandovalCOURT CASE NUMBER  
08-865JSW

DEFENDANT

James Tilton et al.,

TYPE OF PROCESS

Complaint, Order, Summons

SERVE  
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

C.O. J. Reyes

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

Pelican Bay State Prison, 5905 Lake Earl Drive, Crescent City, CA 95531

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

 Alfred Sandoval  
 D61000  
 P.O. Box 7500  
 Crescent City, CA 95532
Number of process to be  
served with this Form 285

3

Number of parties to be  
served in this case

11

Check for service  
on U.S.A.SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses,  
All Telephone Numbers, and Estimated Times Available for Service):

Fold

Signature of Attorney other Originator requesting service on behalf of:

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

415-522-4261

 RECEIVED  
 UNITED STATES MARSHAL  
 FOLD  
 08 MAY 12 PM 12:01  
 NORTHERN DISTRICT  
 OF CALIFORNIA

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total  
number of process indicated  
(Sign only for USM 285 if more  
than one USM 285 is submitted)

Total Process

1

District of  
Origin

No. 11

District to  
Serve

No. 11

Signature of Authorized USMS Deputy or Clerk

Date

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described  
on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion  
then residing in defendant's usual place  
of abode

Address (complete only different than shown above)

Date

Time

☐ am  
☐ pm

Signature of U.S. Marshal or Deputy

Service Fee

Total Mileage Charges  
including endeavors)

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal\* or  
(Amount of Refund\*)

\$0.00

REMARKS

5/14/08 - No Records of this individual working or having worked at  
Pelican Bay State Prison

PRINT 5 COPIES:

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment,  
if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

Form USM-285  
Rev. 12/15/80  
Automated 01/00

USM-285 is a 5-part form. Fill out the form and print 5 copies. Sign as needed and route as specified below.

U.S. Department of Justice  
United States Marshals ServicePELICAN BAY STATE PRISON  
SECURITY HOUSING UNIT  
See Instructions for Service of Process by U.S. Marshal

PLAINTIFF Alfred Arthur Sandoval	COURT CASE NUMBER 08-865JSW
DEFENDANT James Tilton et al.,	TYPE OF PROCESS Complaint, Order, Summons

SERVE  
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

C.O. Bishop

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

Pelican Bay State Prison, 5905 Lake Earl Drive, Crescent City, CA 95531

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Alfred Sandoval  
D61000  
P.O. Box 7500  
Crescent City, CA 95532

Number of process to be  
served with this Form 285

3

Number of parties to be  
served in this case

11

Check for service  
on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Signature of Attorney other Originator requesting service on behalf of:

HILARY JACKSON

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

415-522-4261

DATE

5/9/08

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total  
number of process indicated.  
(Sign only for USM 285 if more  
than one USM 285 is submitted)

Total Process

1

District of  
Origin

No. 11

District to  
Serve

No. 11

Signature of Authorized USMS Deputy or Clerk

Date

I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.

☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion  
then residing in defendant's usual place  
of abode

Address (complete only; different than shown above)

Date

Time

☐ am  
☐ pm

Signature of U.S. Marshal or Deputy

Service Fee

Total Mileage Charges  
including endeavors)

Forwarding Fee

Total Charges

Advance Deposits

Amount owed to U.S. Marshal\* or  
(Amount of Refund\*)

\$0.00

REMARKS:

5/14/08 - No record of this individual working or having worked at P.B.S.P.

PRINT 5 COPIES:

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Rev. 12/15/80  
Automated 01/00



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U.S. Department of Justice  
United States Marshals ServicePELICAN BAY STATE PRISON  
SECURITY HOUSE  
See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF Alfred Arthur Sandoval	COURT CASE NUMBER 08-865JSW
DEFENDANT James Tilton et al.,	TYPE OF PROCESS Complaint, Order, Summons

SERVE  
AT

NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN

C.O. Tamayo

ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code)

Pelican Bay State Prison, 5905 Lake Earl Drive, Crescent City, CA 95531

SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW

Alfred Sandoval  
D61000  
P.O. Box 7500  
Crescent City, CA 95532

Number of process to be  
served with this Form 285

3

Number of parties to be  
served in this case

11

Check for service  
on U.S.A.

RECEIVED  
UNITED STATES MARSHAL  
FOLD  
MAY 12 PM 12:08  
NORTHERN DISTRICT  
OF CALIFORNIA

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Signature of Attorney other Originator requesting service on behalf of:

ATTORNEY JACKSON

☒ PLAINTIFF  
☐ DEFENDANT

TELEPHONE NUMBER

415-522-4261

DATE

5/9/08

## SPACE BELOW FOR USE OF U.S. MARSHAL ONLY-- DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process 1	District of Origin No. 11	District to Serve No. 11	Signature of Authorized USMS Deputy or Clerk R. Jackson	Date 5/12/08
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I hereby certify and return that I ☐ have personally served, ☐ have legal evidence of service, ☒ have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.☐ I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)

Name and title of individual served (if not shown above)

☐ A person of suitable age and discretion then residing in defendant's usual place of abode

Address (complete only different than shown above)

Date

Time

☐ am  
☐ pm

Signature of U.S. Marshal or Deputy

Service Fee	Total Mileage Charges including endeavors)	Forwarding Fee	Total Charges	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Retaind*)
					\$0.00

REMARKS: 6/14/08 No Record of this individual working or having worked at Pelican Bay State Prison.

PRINT 5 COPIES:

1. CLERK OF THE COURT
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3. NOTICE OF SERVICE
4. BILLING STATEMENT\*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

Form USM-285  
Rev. 12/15/80  
Automated 01/00

STATE OF CALIFORNIA  
GA-22 (9/92)

## INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE 5/22/08	TO LITIGATION OFFICER D. BARLOW	FROM (LAST NAME) SANDOVAL	CDC NUMBER D#61000
HOUSING D2	BED NUMBER 105	WORK ASSIGNMENT PELICAN BAY STATE PRISON SECURITY HOUSING UNIT N/A UNIT D-2	JOB NUMBER FROM TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)			ASSIGNMENT HOURS FROM TO

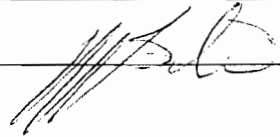
## Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

I NEED THE CURRENT PLACE OF EMPLOYMENT FOR %'S BISHOP, % THINAYO & % J. REYES WHO WERE ALL PART OF A SPECIAL OPS TASK FORCE HERE AT P.B.S.P. ON 2/2/07. I RECEIVED NOTICE FROM THE U.S. MARSHALS OFFICE THAT THESE %'S COULD NOT BE LOCATED AT P.B.S.P.

Do NOT write below this line. If more space is required, write on back.

INTERVIEWED BY I DO NOT KNOW THESE PEOPLE. IF IT WAS	DATE 6-16-08
DISPOSITION A GANG ISSUE PERHAPS I C.I. COULD ASSIST.	



STATE OF CALIFORNIA  
GA-22 (9/92)

## INMATE REQUEST FOR INTERVIEW

DEPARTMENT OF CORRECTIONS

DATE 6-16-08	TO <del>CCF W. BARNETT</del> TO: SANDOVAL	FROM (LAST NAME)	CDC NUMBER D#61000
HOUSING D2	BED NUMBER 105	WORK ASSIGNMENT MILAN BAY STATE PRISON SECURITY HOUSING UNIT UNIT D-2	JOB NUMBER FROM TO ASSIGNMENT HOURS FROM TO
OTHER ASSIGNMENT (SCHOOL, THERAPY, ETC.)			

Clearly state your reason for requesting this interview.

You will be called in for interview in the near future if the matter cannot be handled by correspondence.

C/O J. REYES, C/O BISHOP \* C/O TAMAYO PARTICIPATED IN THE SPECIAL OPS AT P.B.SP ON 2/2/08  
THEY ARE NAMED DEFENDANTS BUT I DON'T HAVE ADDRESS OF PRISON(S) WHERE  
THEY WORK SO THAT U.S. MARSHALLS CAN EXECUTE SERVICE

Do NOT write below this line. If more space is required, write on back.

INTERVIEWED BY

DATE

DISPOSITION

THAT INFO IS HANDLED THROUGH THE ATTORNEY GENERAL'S  
OFFICE VIA LITIGATION - CCH BARLOW

Barnett

PROOF OF SERVICE BY MAIL

(C.C.P. section 101a #2015.5, 20 U.S.C section 1746)

I, Alfred Sandoval, am a resident of Pelican Bay State Prison, in the County of Del Norte, State of California. I am over eighteen (18) years of age and am a party to the below entitled action.

My Address is: P.O. Box 7500; Crescent City, CA 95531.

On the 23 day of JUNE, in the year of 20 08, I served the following documents: (set forth the exact title of documents served)

MOTION FOR COURT ORDER DIRECTING DEFENDANT COUNSEL TO PROVIDE ADDRESSES OF OUTSTANDING DEFENDANTS FOR PURPOSE OF SERVICE OF SUMMONS PURSUANT TO FED. RULE 4. OF CIVIL PROCEDURE

on the party(s) listed below by placing a true copy(s) of said document, enclosed in a sealed envelope(s) with postage thereon fully paid, in the United States mail, in a deposit box so provided at Pelican Bay State Prison, Crescent City, CA 95531 and addressed as follows:

U.S. Northern Dist. of Ca.  
U.S. Courthouse  
450 Golden Gate Ave.  
San Francisco, Ca. 94102-3483

CA ATTY GENERAL'S OFFICE  
1300 'I' ST. SUITE 1101  
P.O. BOX 94255 944255  
SACRAMENTO, CA 94244-2550

I declare under penalty of perjury that the foregoing is true and correct.

Dated this 23 day of JUNE, 20 08.

Signed: Alfred Sandoval  
(Declarant: Signature)